Office of the Resident in Mysore.

17-1-47 94/1,47 25/1,47

Branch.

Proceedings No of the month o

131

Serial Nos. 1- 8 of File 465 of 1885.

Proceedings number.	Subject and order.	Date of last order.	Previous Proceedings. Serial or Proceedings numbers and Branch	File or month.	Year.
1.	c No. 2534 d 4-3-82 from the Chief Judge of Cuddapah recommending to take steps to introduce into the Civil Stn. Act VIII of 1882 and Act X of 1882 of the C. P. Code and C. Procedure Code				
2.	c No. 2540 d 16-3-82 from the same recommending to introduce Act XVII of 1881 to the Civil Stn. Bangalore.				
3.	c No. 2547 d 17-3-82 from the same recommending that Act VI may be introduced into the Civil Station of Bangalore.				
4.	c No. 2562 d 20-3-82 from the same recommending that steps may be taken to introduce into the Civil station Bangalore of Act IV of 1882.				
5.	c No. 15/9 d 1-4-82 fr India Foreign regarding the extension of certain Legislative enactments to the Civil and cantonary Station of Bangalore.				
6.	c No. 14/9 d 3-4-82 from the Chief Judge of Cuddapah requesting to move the Governor General in Council to extend Act XIV of 1882 of Civil Procedure Code into the Civil Station				
7.	c No. 74-27 d 13-4-82 fr India Foreign recommending that Act XII of 1882 may be extended to the Civil and cantonary Station of Bangalore.				
8.	c No. 648/147 d 24-6-82 to the same forwarding a draft notification for the approval of His Excellency the Viceroy and G. G. in Council				

415 : 1887

299

30/1881-82.

From.
The Civil Judge
Hailey bury.

Re Act to amend the
Criminal Procedure.

16
1882 } Received in 1882.

Cir 2546
1882

Recommends the
Act XXVII of 1881 may be
introduced into the
Military Station Burmah

Submitted Secy
to Govt of India
BG

4/3/1887

3

3911/551 - 82.

From. The Chief Judge
Kellgoor

The Collector
Kellgoor.

Encl 1 to
Dated 21st

Claim in 1802.

Claim 2547/1965.

Recommends in
case VI of 1882 remission
of duty levied with the
Salt Customs Duties

Support this recommn
to the Govt of India.

22/3

No 2547
1495.

Bangalore
4th March 1882.

From

D. Sandford Esq
Chief Judge
in Mysore

To

The Assistant to the
Resident
of Mysore

Sir,

I have the honor to recommend that steps may be taken for the introduction into the Civil and Military Stations of Bangalore etc. VI of 1882 (Indian Companies etc.) declaring that the law in this matter should be identical with that prevailing in British India.

2. The words "British Resident in Mysore Government", should be read for the words "Local Government" and the words "under the hand of one of its Secretaries" (Section 26

"under the hand of one of the Secretaries to such Government" (Section 36) should be omitted: and the word: "British India" should be read as including the Civil and Military Stations of Bangalore.

I have the honor to be,
Sir,
Your Most Obed.t Servant

W. Jackson
Chief Judge.

413.11552

4

30487-82.

From

The Chief Judge
of Mysore.

To.

The Chief Secretary to the Resident
at Mysore.

Political
Dept 23rd } March 1882.

No. 2552
49

Recommends that the
steps may be taken, as to
introduction into the Civil
& Military Station Bangalore
Act VI of 1871.

Recommend to
India.

JBG

29.3.82

No. 2562
1451.

28

Bangalore
20th March 1882.

From:

E. D. Sandford Esq
Chief Judge
in Mysore

To,

The Assistant to the
President
of Mysore

Sir,

I have the honor to recommend that steps may be taken for the introduction into the civil and Military Station of Bangalore of Act IV of 1882 (The Transfer of Property Act).

2. The Provisions of the Act in regard to sales, mortgages, and leases will be, in my opinion, Exceedingly useful.

3. The words "British India" in section 1, and in section 3, under definition "registered," should be read as if including the words

and Military Station of Bangalore;
and the words "British Resident
in Mysore" should be read for
the words "Local Government" in
Sections 1, 37, 57 and 117.

4. I have recommended the introduction of the Act to the territories of Mysore.

I have the honor to be,
Sir,
Your Most Obed.t Servt.

Chief Judge.

413-15

1882. No. 95

To,

India. Foreign

Dy Ostacammund 1st Sept/82

Dely'd ——— 3d ———

Enc: No. 1.

No. 15/9.

Regarding the extension of certain Legislative enactments.

Office of the Resident in Mysore
Bangalore 12th April 1882
Dated, ~~Bangalore~~ ~~March~~ 188

No. 159.

To

The Secretary to the
Government of India,
Foreign Department,
Simla.

Sir,

I have the honor to state that the Chief Judge in Mysore recommends the ~~introduction~~ Extension of the legislative Enactments named in the margin to the Civil and Military Station of Bangalore as he considers that it is desirable that the Law on the matters referred to in them should be identical with that prevailing in British India. Mr Sandford has also informed me that he has recommended the introduction into Mysore of Act XXVI of 1881 and of Acts IV, VIII and X of 1882.

2. I have the honor to support Mr Sandford's recommendation and to request the favor of

Act XXVI of 1881 (The Negotiable Instruments Act)
" IV of 1882 (The Transfer of Property Act)
" VI of 1882 (The Indian Companies Act)
" VIII of 1882 (An Act to amend the Indian Penal Code)
" X of 1882 (The Code of Criminal Procedure)
&c

Early orders being passed
for the extension of the Acts
to the Civil and Military Station
of Bangalore.

3. Draft Notifications are
herewith submitted, to be
published in the Gazette
of India, if approved.

Sheane & Co.

WC

President

HL.

Draft Notifications

The Governor General in Council is pleased to extend Act XXVI of 1881 (the Negotiable Instruments Act) to the Civil and Military Station of Bangalore with effect from the 1st May 1882 and subject to the following modifications:—

(a) In Section 20, for the words "Local Government" the words "Resident in Mysore" shall be substituted

(b) In Sections 11, 20, 136 and 137 the words "British India" shall be read as including the Civil and Military Station of Bangalore.

The Governor General in Council is pleased to extend Act IV of 1882 (the Transfer of Property Act) to the Civil and Military Station of Bangalore with the following modifications:—

(a) In Section 1 and in the definition of "registered" in section 3, the words "British India" shall be read as including the Civil and Military Station of Bangalore

(b) In Sections 1, 37, 57 and 117, for the words "Local Government

the words "Resident in Mysore" shall be substituted.

The Governor General in Council is pleased to extend Act VI of 1882 (the Indian Companies Act) to the Civil and Military Station of Bangalore, with the following modifications:—

(a) In Section 26 the words "under the hand of one of its Secretaries", and in Section 36 the words "under the hand of one of the Secretaries to such Government," shall be omitted;

(b) For the word "Local Government" the words "Resident in Mysore" shall be substituted;

(c) The words "British India" shall be read as including the Civil and Military Station of Bangalore.

The Governor General in Council is pleased to extend Act VIII of 1882 (an Act to amend the Indian Penal Code) to the Civil and Military Station of Bangalore.

No: 2

Forwarded to Resident for favor of orders.

Govt. were asked the week before last to extend 4 Acts on J.C's recommendation to C & M Station. Would it be possible for J.C. to submit in a body the Acts which he considers ought to be extended to C. the Station Bangalore, instead of sending them up singly in the manner?

H.M. 5/4 82

Recommend to India, sending if the draft is not ready.

BG 13/4

19

1/14/9.

Bangalore
3rd April 1882 6/a

From,

C. D. Sandford Esqr.
Chief Judge of the Mysore

To

The Assistant to the
Resident of the Mysore.

Sir,

I have the honor to request that the Resident will be so good as to move the Governor General in Council to extend Act XIV of 1882 the Code of Civil Procedure into the Civil and Military Station of Bangalore. A draft Notification is submitted

I have the honor to be
Sir
Your most obedient servant

C. D. Sandford
Chief Judge

2/9

15 6/6

Notification

The Governor General in Council is pleased to direct that the following Act subject to the under-mentioned modifications shall become Law in the Civil and Military Station of Bangalore:

Act XIV of 1882 (the Code of Civil Procedure) except

Chapter XXVII. Sections 419, 420 and 421

Chapter XXVIII. Sections 430, 431, 432 and 433

Chapter XLII. Section 586

Chapter XLV. The whole Chapter.

Chapter XLVIII. Section 631. 632. 633. 634. 635. 636. 637. and 638.

In construing the Code of Civil Procedure as applied to the Civil and Military Station Bangalore the words "High Court" shall be taken to mean "Court of the Chief Judge in Mysore" and the words "British India" shall be read as the "Civil and Military Station Bangalore" and the "Collector" as the executive Revenue Officer of the Civil and Military Station" and the

Local

"Local Government" as the "British Resident in Mysore")

For Section 416 the following Section shall be substituted "Suits by the Government shall be instituted by the British Resident in Mysore" and for Section 418 the following Section shall be substituted "In suits by the British Resident in Mysore instead of inserting in the plaint the name and description and place of abode of the Plaintiff it shall be sufficient to insert the words "the British Resident in Mysore

In Section 424 the words "against the said Secretary of State in Council or" and the words "in the case of the Secretary of State in Council" delivered to, or left at the office of, a Secretary to the Local Government or the Collector of the District and in the case of a public officer" shall be omitted. In Section 424 the words "against the said Secretary of State in Council or" shall be omitted.

In Section 443 paragraph 2, for the words "Indian Majority Act 1875 Section 3" the following shall be substituted, namely, "Rules for the care of the person and property of Minors published by the Notification of the Government of India No 75 J. dated 25th April 1872" and in Section 547 for the words "Secretary of State for India in Council or" the words "British Resident

in

4 12.

No 74/27 Enc: 1. 7

No

Office of the Resdt. in Mysore
& Coot. April 13. 1882.

To,

The Secty. to the
Govt. of India,
For. Dept.
Simla.

Sir,

I have the honor to recommend that
H.E. the V & G. G. in Council
may be pleased to extend
act XIV of 1882, the Code
of Civil Procedure into
the Civil and Military
Station of Bangalore.

2. A Draft Notification
is enclosed for approval
and publication in the
Gazette of India.

I have &c.
VDG
Resident

P/C
13/4/82.

From.

The Officiating Resident

in Mysore

To,

The Secretary

Government of India

Foreign Department

Dated 24th June 1882

No. 67/141

Sir,

In continuation of my letter No. 1829/G. 166 dated 28th October 1881 and with reference to paragraphs 4 & 7 of your letter No. 1239 dated 1st June 1881, I have the honor to forward herewith for the approval of His Excellency the Governor General in Council, a draft notification, on the model of that published for the cantonment of Secunderabad in No. 2139 dated 24th October 1873, declaring the acts in force in the Civil and Military Station of Bangalore; and to state that while

while the modification necessary to adopt the Acts to the altered conditions of the place have been carefully made, the sections or ~~portions~~ portions of them which have no signification as applied to the place and which therefore cannot misled have for the sake of simplicity been allowed to remain.

2. The marginally noted Acts the introduction of which into the Civil and Military Station of Bangalore was recommended in this Office letters Nos: 15 & 74/9 & 27 dated respectively 1st & 13th April 1882 have been included in the present notification.

Act	XXVI	of 1881 (Negotiable Instruments)
"	II	of 1882 (Transfer of Property)
"	VI	of 1882 (Companies)
"	VIII	of 1882 (Indian Penal Code and &c)
"	X	of 1882 (Code of Criminal Procedure)
"	XII	of 1882 (Code of Civil Procedure)

3. The list of rules called for in para 5 of your letter above quoted is in the course of preparation and will be submitted shortly. I would however recommend that the draft notification declaring the Acts to be published at once.

A true copy
Richard

I have &c—

initialled ~~Signed~~ J.R.S.

Offg: Resident